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OCT 19 2004

**SMART & BIGGAR**

*Intellectual Property & Technology Law*

To Fax no.: (703) 872-9306

Page 1 of: 30

Attention: Examiner Kaveh Abrishamkar  
Group Art Unit 2131

P.O. Box 2999, Station D  
55 Metcalfe Street, Suite 900  
Ottawa, Canada K1P 5Y6

Tel.: (613) 232-2486  
Fax: (613) 232-8440

From: Smart & Biggar

Your file no.: 09/745,505

Date: October 19, 2004

Reply to Ottawa file no.: 77805-29


Time:

Dear Examiner Abrishamkar,

Further to our telephone conversation yesterday, please find enclosed a copy of our submission sent by courier dated July 16, 2004, which appears to have been lost. A copy of the Acknowledgement Card as stamped by the OIPE is also enclosed and shows that the documents were received on July 19, 2004. There are 3 copies of the submission as required for the Request for Withdrawal as Attorney.

Yours very truly,

SMART & BIGGAR

  
Sarah L. Bergeron  
Patents Co-ordinator

/s/b  
Encl.

If there are any transmission problems, please call (613) 232-2486.

Original copy and any enclosures

☐ will  
☒ will not be sent by ☒ mail  
☒ courier

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**THE U.S. PATENT & TRADEMARK OFFICE  
OFFICIAL MAILROOM STAMP AFFIXED HERETO,  
ACKNOWLEDGES RECEIPT OF:**

- ☒ Transmittal Form (PTO/SB/21)
- ☒ Request for Withdrawal as Attorney or Agent  
(PTO/SB/83) - 3 copies
- ☒ Copy of facsimile submission dated January 15,  
2003 (3 copies)
- ☒ Facsimile confirmation dated January 15, 2004 (3  
copies)
- ☒ Decision on Request for Withdrawal as Attorney  
dated December 24, 2002 (3 copies)

**RE: APPLICATION**

APPLICANT: GORD LAROSE

S/N: 09/745,505

FILED ON: 12/26/00 *11703*

OUR FILE: 77805-29

TITLE: METHOD AND SYSTEM FOR  
SOFTWARE INTEGRITY CONTROL  
USING SECURE HARDWARE ASSIST

*For Mark*



*LB*


PTO/SB/21 (04-04)

Approved for use through 07/31/2006. OMB 0551-0031  
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

<b>TRANSMITTAL FORM</b> (to be used for all correspondence after initial filing)	Application Number	09/745,505	
	Filing Date	12/26/00	
	First Named Inventor	CORD LAROSE	
	Art Unit	2131	
	Examiner Name	KAVEH ABRISHAMKAR	
Total Number of Pages in This Submission	28	Attorney Docket Number	77805-29 /slb

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance communication to Technology Center (TC)
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment / Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Terminal Disclaimer	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Request for Refund	1) New Request for Withdrawal as Attorney Form PTO/SB/83 (1pg)
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> CD, Number of CD(s) _____	2) Copy of facsimile submission dated January 15, 2003 (5pgs)
<input type="checkbox"/> Certified Copy of Priority Document(s)		3) Facsimile confirmation dated January 15, 2003 (1 pg)
<input type="checkbox"/> Response to Missing Parts/Incomplete Application		SEE REMARKS
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		
Remarks		
4) Decision On Request for Withdrawal as Attorney dated December 24, 2002 (2pgs)		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Christine N. Geage (Reg. No. 45,405) SMART & BIGGAR P.O. Box 2999, Station D, 900 - 55 Metcalfe Street, Ottawa, Ontario, K1P 5Y6, Canada
Signature	
Date	July 16, 2004

CERTIFICATE OF TRANSMISSION/MAILING		
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:		
Typed or printed name		
Signature		Date

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

PTO/SB/83 (08-03)

Approved for use through 11/30/2005. OMB 0851-0035

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**REQUEST FOR WITHDRAWAL  
AS ATTORNEY OR AGENT**

Application Number	09/745,505
Filing Date	12/26/00
First Named Inventor	GORD LAROSE
Art Unit	2131
Examiner Name	KAVEH ABRISHAMKAR
Attorney Docket Number	77805-29 /slb

**To: Commissioner for Patents**  
**P.O. Box 1450**  
**Alexandria, VA 22313-1450**

I hereby apply to withdraw as attorney or agent for the above identified patent application.

The reasons for this request are:

We filed a previous Request for Withdrawal on December 12, 2002. We received a Decision on Request for Withdrawal as Attorney dated December 24, 2002 which advised us that we were denied our Request. We filed a Response to Decision on Request for Withdrawal as Attorney by facsimile on January 15, 2003. No second Decision was ever issued. An Official Action dated June 4, 2004 was mailed to our firm. We respectfully request that a Decision be issued based on our submission of January 15, 2003 and that the Official Action dated June 4, 2004 be re-issued to the Applicant.

**CORRESPONDENCE ADDRESS**

1. ☐ The correspondence address is NOT affected by this withdrawal.  
 2. ☒ Change the correspondence address and direct all future correspondence to:

☐ Customer Number

OR

☒ Firm or  
Individual Name

NETACTIVE LLC

Address

1333 Butterfield Road

Address

Suite 130

City

Downer's Grove

State

Illinois

ZIP

60515

Country

USA

Telephone

Fax

☒ This request is made on behalf of myself and

☒ all the attorneys/agents of record,

☐ the attorneys/agents (with registration numbers) listed on the attached paper(s), or

☒ the attorneys/agents associated with Customer Number 07380

This request is enclosed in triplicate (including any attachments).

Name

Christine N. Genge (on behalf of Smart & Biggar)

Signature

Registration No.

45,405

Date

July 16, 2004

**NOTE: Withdrawal is effective when approved rather than when received. Unless there are at least 30 days between approval of withdrawal and the expiration date of a time period for response or possible extension period, the request to withdraw is normally disapproved.**

This collection of information is required by 37 CFR 1.39. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you are required to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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OCT 19 2004

**SMART & BIGGAR**

*Intellectual Property & Technology Law*

To Fax no.: 1-703-305-8266

Page 1 of: 5

Attention: EXAMINER VINCENT N. TRANS  
GROUP ART UNIT 2100

P.O. Box 2999, Station D  
55 Metcalfe Street, Suite 900  
Ottawa, Canada K1P 5Y6

Tel.: (613) 232-2486  
Fax: (613) 232-8440

From: SMART & BIGGAR

Your file no.: 09/745,505

Date: January 15, 2003

Reply to Ottawa file no.: 77805-29

Time:

**Certificate of Transmission**

I hereby certify that this correspondence is being facsimile  
transmitted to the Patent and Trademark Office Fax. No.  
(703) 305-8266 on January 15, 2003.

type or printed name of the person signing this certificate

James McGraw

Signature

If there are any transmission problems, please call (613) 232-2486.

Original copy and any enclosures

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☒ will not

be sent by

☐ mail

☐ courier

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**TRANSMITTAL LETTER  
(General - Patent Pending)**Docket No.  
77805-29

In Re Application Of: Gordon Larose

Serial No.  
09/745,505Filing Date  
December 26, 2000Examiner  
Vincent N. TransGroup Art Unit  
2100Title: **METHOD AND SYSTEM FOR SOFTWARE INTEGRITY CONTROL USING SECURE HARDWARE ASSIST****TO THE ASSISTANT COMMISSIONER FOR PATENTS:**Transmitted herewith is: **RESPONSE TO DECISION ON REQUEST FOR WITHDRAWAL AS ATTORNEY**

Further to the Decision On Request For Withdrawal As Attorney and your telephone conversation with Ms. Christine Genge of our office, please find enclosed the following documents:

- 1) newly executed Request For Withdrawal As Attorney Or Agent; and
- 2) a copy of our letter dated December 17, 2002 notifying the Assignee of our Request For Withdrawal.

in the above identified application.

- ☒ No additional fee is required.
- ☐ A check in the amount of \_\_\_\_\_ is attached.
- ☒ The Assistant Commissioner is hereby authorized to charge and credit Deposit Account No. 19-2550 as described below. A duplicate copy of this sheet is enclosed.
- ☐ Charge the amount of \_\_\_\_\_
- ☒ Credit any overpayment.
- ☒ Charge any additional fee required.

  
Signature

Dated: January 15, 2003

James McGraw (Reg. No. 28,168)  
SMART & BIGGAR  
P.O. Box 2999, Station D  
900-55 Metcalfe Street  
Ottawa, Ontario  
K1P 5Y6 Canada

613-232-2486  
CC:

I certify that this document and fee is being deposited on \_\_\_\_\_ with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

Signature of Person Mailing Correspondence

Typed or Printed Name of Person Mailing Correspondence

PTO/SB/83 (03-02)

Approved for use through 10/31/2002. OMB 0851-0035

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**REQUEST FOR WITHDRAWAL  
AS ATTORNEY OR AGENT**

Application Number	09/745,505
Filing Date	December 26, 2000
First Named Inventor	Gordon Larose
Group Art Unit	2131
Examiner Name	
Attorney Docket Number	77805-29 /ala

To: Assistant Commissioner for Patents  
Washington, DC 20231

I hereby apply to withdraw as attorney or agent for the above identified patent application.

The reasons for this request are:

There has been a breakdown in the relationship between the assignee and the agents of record.

1. ☐ The correspondence address is NOT affected by this withdrawal.  
2. ☒ Change the correspondence address and direct all future correspondence to:

**CORRESPONDENCE ADDRESS**

☐ Customer Number

Place Customer Number  
Bar Code Label here

OR

☒ Firm or  
Individual Name

NETACTIVE LLC

Address

1333 Butterfield Road

Address

Suite 130

City

Downer's Grove

State

Illinois

ZIP

60515

Country

Telephone

Fax

☒ This request is made on behalf of myself and

☒ all the attorneys/agents of record,

☐ the attorneys/agents (with registration numbers) listed on the attached paper(s), or

☒ the attorneys/agents associated with Customer Number 07380

This request is enclosed in triplicate (including any attachments).

Name James McGraw (Reg. No. 28,168) is signing on behalf of  
~~all the agents associates with Customer No. 07380~~

Signature

Date

January 15, 2003

NOTE: Withdrawal is effective when approved rather than when received.  
Unless there are at least 30 days between approval of withdrawal and the expiration date of a time  
period for response or possible extension period, the request to withdraw is normally disapproved.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on  
the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC  
20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

## SMART & BIGGAR

*Intellectual Property & Technology Law*

P.O. Box 2999, Station D  
900 - 55 Metcalfe Street  
Ottawa, Ontario Canada K1P 5Y6  
Tel. (613) 232-2486 Fax (613) 232-8440  
[www.smart-biggar.ca](http://www.smart-biggar.ca)

Christine N. Genge  
[cngenge@smart-biggar.ca](mailto:cngenge@smart-biggar.ca)

Our Refs: 77805-4; -11;  
-29; -30 & -31

# COPY

December 17, 2002

Eric Lundstrom  
CEO NetActive LLC  
1333 Butterfield Road  
Suite 130  
Downers Grove, IL 60515  
U.S.A.

### BY FACSIMILE

Confirmation by Mail

Dear Mr. Lundstrom:

Re: United States Patent Application  
Serial No. 08/674037  
Applicant: David I Allan, et al

United States Patent  
Reg No. 6,108,420  
Registrant: NetActive LLC

United States Patent Application  
Serial No. 09/745505  
Applicant: Gord Larose, et al

United States Patent Application  
Serial No. 09/749421  
Applicant: Scott A. Thomson, et al

United States Patent Application  
Serial No. 09/696295  
Applicant: NetActive LLC

OTTAWA MONTREAL TORONTO EDMONTON VANCOUVER



Our Refs: 77805-4; -11  
-29; -30 & -31

- 2 -

**SMART & BIGGAR**

Please see enclosed copies of "Request for Withdrawl as Attorney or Agent" in respect of the above-noted matters.

Yours very truly,  
SMART & BIGGAR

Christine N. Genge

CNG:sml  
encl.

cc: Mr. E.A. Clarke  
Net Active LLC  
84 Hines Road  
Kanata, ON K2K 3G3

## Confirmation Report - Memory Send

Time : Jan-15-03 13:52  
Tel line : +  
Name : S&B/F&Co.

Job number : 929  
Date : Jan-15 13:35  
To : 17033058266  
Document pages : 05  
Start time : Jan-15 13:49  
End time : Jan-15 13:51  
Pages sent : 05  
Status : OK

Job number : 929

\*\*\* SEND SUCCESSFUL \*\*\*

**SMART & BIGGAR**  
Intellectual Property & Technology Law

To Fax no.: 1-703-305-8266  
Page 1 of: 5  
Attention: EXAMINER VINCENT N. TRANS  
GROUP ART UNIT 2100  
From: SMART & BIGGAR  
Your file no.: 09/745,505  
Reply to Ottawa file no.: 77805-29

P.O. Box 2599, Station D  
55 Metcalfe Street, Suite 900  
Ottawa, Canada K1P 5Y6

Tel.: (613) 232-2486  
Fax: (613) 232-8440

Date: January 15, 2003  
Time:

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Type or printed name of the person signing this certificate

James McGraw

Signature

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UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov**MAILED**

DEC 24 2002

Technology Center 2100

Paper No. 4

SMART & BIGGAR  
P.O. Box 2999, Station D  
55 Metcalfe Street, Suite 900  
Ottawa, Ontario  
Canada K1P 5Y6

77805-29

In re Application of: )  
Gordon Larose )  
Application No. 09/745,505 )  
Filed: December 26, 2000 )  
For: METHOD AND SYSTEM FOR )  
SOFTWARE INTEGRITY CONTROL )  
USING SECURE HARDWARE )  
ASSIST )

**DECISION ON REQUEST FOR  
WITHDRAWAL AS ATTORNEY**

This is a decision on the Request To Withdraw from Representation filed December 13, 2002.

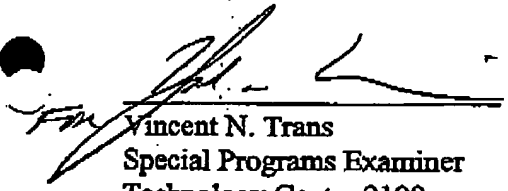
A grantable request to withdraw as attorney of record should indicate thereon the present mailing addresses of the attorney(s) who is/are withdrawing from the record and of the applicant. The request for withdrawal must be signed by every attorney seeking to withdraw or contain a clear indication that one attorney is signing on behalf of another/others. A request to withdraw will not be approved unless at least 30 (thirty) days would remain between the date of approval and the later of the expiration date of a time to file a response or the expiration date of the maximum time period which can be extended under 37 C.F.R. § 1.136(a). The effective date of withdrawal being the date of decision and not the date of request. See M.P.E.P. § 402.06. 37 C.F.R. § 1.36 further requires that the applicant or patent owner be notified of the withdrawal of the attorney or agent.

There is no indication that Applicant has been notified of the request for withdrawal. Accordingly, the request is **DENIED**.

All future communications from the United States Patent and Trademark Office (Office) will continue to be directed to the above-listed address until otherwise notified by applicant. Applicant is reminded of the obligation to promptly notify the Office of any change in correspondence address to ensure receipt of all communications from the Office.

Serial No. 09/745,505  
Decision on Petition

Page 2



Vincent N. Trans  
Special Programs Examiner  
Technology Center 2100  
Computer Architecture and Software  
(703) 305-9750

PTO/SB/83 (08-03)

Approved for use through 11/30/2005. OMB 0651-0035

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**REQUEST FOR WITHDRAWAL  
AS ATTORNEY OR AGENT**

Application Number	09/745,505
Filing Date	12/26/00
First Named Inventor	GORD LAROSE
Art Unit	2131
Examiner Name	KAVEH ABRISHAMKAR
Attorney Docket Number	77805-29 /slb

To: Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

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**CORRESPONDENCE ADDRESS**

1. ☐ The correspondence address is NOT affected by this withdrawal.  
2. ☒ Change the correspondence address and direct all future correspondence to:

☐ Customer Number

OR

☒ Firm or  
Individual Name

NETACTIVE LLC

Address: 1333 Butterfield Road

Address: Suite 130

City: Downer's Grove

State: Illinois

ZIP: 60515

Country: USA

Telephone

Fax

☒ This request is made on behalf of myself and

☒ all the attorneys/agents of record,

☐ the attorneys/agents (with registration numbers) listed on the attached paper(s), or

☒ the attorneys/agents associated with Customer Number 07380

This request is enclosed in triplicate (including any attachments).

Name: Christine N. Genge (on behalf of Smart & Biggar)

Signature

Registration No. 45,405

Date

July 16, 2004

**NOTE: Withdrawal is effective when approved rather than when received. Unless there are at least 30 days between approval of withdrawal and the expiration date of a time period for response or possible extension period, the request to withdraw is normally disapproved.**

This collection of information is required by 37 CFR 1.36. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you are required to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9198 and select option 2.

## SMART & BIGGAR

*Intellectual Property & Technology Law*

To Fax no.: 1-703-305-8266

Page 1 of: 5

Attention: EXAMINER VINCENT N. TRANS  
GROUP ART UNIT 2100

P.O. Box 2999, Station D  
55 Metcalfe Street, Suite 900  
Ottawa, Canada K1P 5Y6

Tel.: (613) 232-2486  
Fax: (613) 232-8440

From: SMART & BIGGAR

Your file no.: 09/745,505

Date: January 15, 2003

Reply to Ottawa file no.: 77805-29

Time:

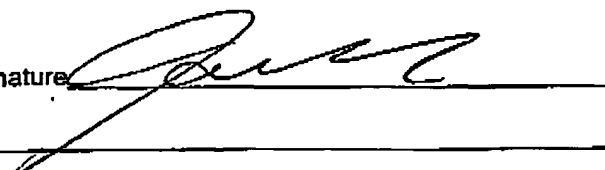
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transmitted to the Patent and Trademark Office Fax. No.  
(703) 305-8266 on January 15, 2003.

type or printed name of the person signing this certificate

James McGraw

Signature



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☐ will be sent by ☐ mail  
☒ will not ☐ courier

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**TRANSMITTAL LETTER  
(General - Patent Pending)****Docket No.  
77805-29**In Re Application Of: **Gordon Larose****Serial No.  
09/745,505****Filing Date  
December 26, 2000****Examiner  
Vincent N. Trans****Group Art Unit  
2100****Title: METHOD AND SYSTEM FOR SOFTWARE INTEGRITY CONTROL USING SECURE HARDWARE  
ASSIST****TO THE ASSISTANT COMMISSIONER FOR PATENTS:**Transmitted herewith is: **RESPONSE TO DECISION ON REQUEST FOR WITHDRAWAL AS ATTORNEY**

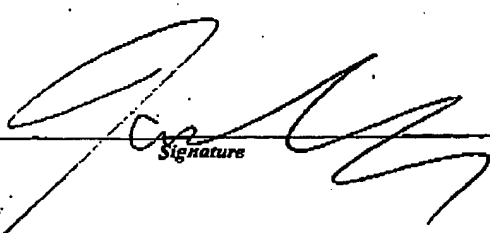
Further to the Decision On Request For Withdrawal As Attorney and your telephone conversation with Ms. Christine Genge of our office, please find enclosed the following documents:

- 1) newly executed Request For Withdrawal As Attorney Or Agent; and
- 2) a copy of our letter dated December 17, 2002 notifying the Assignee of our Request For Withdrawal.

In the above identified application.

- ☒ No additional fee is required.
- ☐ A check in the amount of \_\_\_\_\_ is attached.
- ☒ The Assistant Commissioner is hereby authorized to charge and credit Deposit Account No. **19-2550** as described below. A duplicate copy of this sheet is enclosed.
- ☐ Charge the amount of \_\_\_\_\_
- ☒ Credit any overpayment.
- ☒ Charge any additional fee required.

Dated: **January 15, 2003**

  
Signature  
**James McGraw (Reg. No. 28,168)**  
**SMART & BIGGAR**  
P.O. Box 2999, Station D  
900-55 Metcalfe Street  
Ottawa, Ontario  
K1P 5Y6 Canada

**613-232-2486**  
CC:

I certify that this document and fee is being deposited on \_\_\_\_\_ with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

*Signature of Person Mailing Correspondence**Typed or Printed Name of Person Mailing Correspondence*

PTO/SB/83 (03-02)

Approved for use through 10/31/2002, OMB 0651-0035  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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AS ATTORNEY OR AGENT**

Application Number	09/745,505
Filing Date	December 26, 2000
First Named Inventor	Gordon Larose
Group Art Unit	2131
Examiner Name	
Attorney Docket Number	77805-29 /ala

To: Assistant Commissioner for Patents  
Washington, DC 20231

I hereby apply to withdraw as attorney or agent for the above identified patent application.

The reasons for this request are:

There has been a breakdown in the relationship between the assignee and the agents of record.

1. ☐ The correspondence address is NOT affected by this withdrawal.2. ☒ Change the correspondence address and direct all future correspondence to:**CORRESPONDENCE ADDRESS**☐ Customer Number

OR

☒ Firm or  
Individual Name

NETACTIVE LLC

Address

1333 Butterfield Road

Address

Suite 130

City

Downer's Grove

State

Illinois

ZIP

60515

Country

Telephone

Fax

Place Customer Number  
Bar Code Label here☒ This request is made on behalf of myself and☒ all the attorneys/agents of record,☐ the attorneys/agents (with registration numbers) listed on the attached paper(s), or☒ the attorneys/agents associated with Customer Number 07380

This request is enclosed in triplicate (including any attachments).

Name

James McGraw (Reg. No. 28,168) is signing on behalf of  
~~all the agents associated with Customer No. 07380~~

Signature

Date

January 15, 2003

NOTE: Withdrawal is effective when approved rather than when received.  
Unless there are at least 30 days between approval of withdrawal and the expiration date of a time  
period for response or possible extension period, the request to withdraw is normally disapproved.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on  
the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC  
20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.



**SMART & BIGGAR**

*Intellectual Property & Technology Law*

P.O. Box 2999, Station D  
900 - 55 Metcalfe Street  
Ottawa, Ontario Canada K1P 5Y6  
Tel. (613) 232-2486 Fax (613) 232-8440  
[www.smart-biggarr.ca](http://www.smart-biggarr.ca)

Christine N. Genge  
[cnge@smart-biggarr.ca](mailto:cnge@smart-biggarr.ca)

Our Refs: 77805-4; -11;  
-29; -30 & -31

**COPY**

December 17, 2002

Eric Lundstrom  
CEO NetActive LLC  
1333 Butterfield Road  
Suite 130  
Downers Grove, IL 60515  
U.S.A.

Dear Mr. Lundstrom:

Re: United States Patent Application  
Serial No. 08/674037  
Applicant: David I Allan, et al

United States Patent  
Reg No. 6,108,420  
Registrant: NetActive LLC

United States Patent Application  
Serial No. 09/745505  
Applicant: Gord Larose, et al

United States Patent Application  
Serial No. 09/749421  
Applicant: Scott A. Thomson, et al

United States Patent Application  
Serial No. 09/696295  
Applicant: NetActive LLC

**BY FACSIMILE**

Confirmation by Mail

OTTAWA MONTREAL TORONTO EDMONTON VANCOUVER

Our Refs: 77805-4; -11  
-29; -30 & -31

- 2 -

**SMART & BIGGAR**

Please see enclosed copies of "Request for Withdrawal as Attorney or Agent" in respect of the above-noted matters.

Yours very truly,

SMART & BIGGAR

Christine N. Genge

CNG:smi  
encl.

cc: Mr. E.A. Clarke  
Net Active LLC  
84 Hines Road  
Kanata, ON K2K 3G3

## Confirmation Report - Memory Send

Time : Jan-15-03 13:52  
Tel line : +  
Name : S&B/F&Co,

Job number : 929  
Date : Jan-15 13:35  
To : 17033058266  
Document pages : 05  
Start time : Jan-15 13:49  
End time : Jan-15 13:51  
Pages sent : 05  
Status : OK  
Job number : 929

\*\*\* SEND SUCCESSFUL \*\*\*

**SMART & BIGGAR**  
Intellectual Property & Technology Law

To Fax no.: 1-703-305-8266  
Page 1 of: 5  
Attention: EXAMINER VINCENT N. TRANS  
GROUP ART UNIT 2100  
From: SMART & BIGGAR  
Your file no.: 09/743,505  
Reply to Ottawa file no.: 77805-29

P.O. Box 2999, Station D  
55 Metcalfe Street, Suite 900  
Ottawa, Canada K1P 5Y6

Tel.: (613) 232-2486  
Fax: (613) 232-8440

Date: January 15, 2003  
Time:

## Certificate of Transmission

I hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office Fax No. (703) 305-8268 on January 15, 2003.

Type or printed name of the person signing this certificate

James McGraw

Signature

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Original copy and any enclosures

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☒ will not ☐ courier

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ALA



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov**MAILED**

DEC 24 2002

Technology Center 2100

Paper No. 4

SMART & BIGGAR  
P.O. Box 2999, Station D  
55 Metcalfe Street, Suite 900  
Ottawa, Ontario  
Canada K1P 5Y6

77805-29

In re Application of:  
Gordon Larose  
Application No. 09/745,505  
Filed: December 26, 2000  
For: METHOD AND SYSTEM FOR  
SOFTWARE INTEGRITY CONTROL  
USING SECURE HARDWARE  
ASSIST

**DECISION ON REQUEST FOR  
WITHDRAWAL AS ATTORNEY**

This is a decision on the Request To Withdraw from Representation filed December 13, 2002.

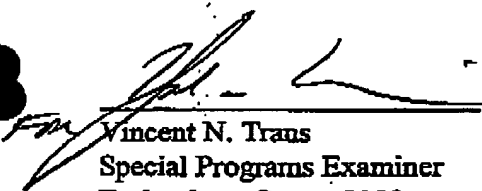
A grantable request to withdraw as attorney of record should indicate thereon the present mailing addresses of the attorney(s) who is/are withdrawing from the record and of the applicant. The request for withdrawal must be signed by every attorney seeking to withdraw or contain a clear indication that one attorney is signing on behalf of another/others. A request to withdraw will not be approved unless at least 30 (thirty) days would remain between the date of approval and the later of the expiration date of a time to file a response or the expiration date of the maximum time period which can be extended under 37 C.F.R. § 1.136(a). The effective date of withdrawal being the date of decision and not the date of request. See M.P.E.P. § 402.06. 37 C.F.R. § 1.36 further requires that the applicant or patent owner be notified of the withdrawal of the attorney or agent.

There is no indication that Applicant has been notified of the request for withdrawal. Accordingly, the request is **DENIED**.

All future communications from the United States Patent and Trademark Office (Office) will continue to be directed to the above-listed address until otherwise notified by applicant. Applicant is reminded of the obligation to promptly notify the Office of any change in correspondence address to ensure receipt of all communications from the Office.

Serial No. 09/745,505  
Decision on Petition

Page 2



Vincent N. Trans  
Special Programs Examiner  
Technology Center 2100  
Computer Architecture and Software  
(703) 305-9750

PTO/SB/83 (06-03)

Approved for use through 11/30/2005, OMB 0851-0035

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**REQUEST FOR WITHDRAWAL  
AS ATTORNEY OR AGENT**

Application Number	09/745,505
Filing Date	12/26/00
First Named Inventor	GORD LAROSE
Art Unit	2131
Examiner Name	KAVEH ABRISHAMKAR
Attorney Docket Number	77805-29 /slb

To: Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

I hereby apply to withdraw as attorney or agent for the above identified patent application.

The reasons for this request are:

We filed a previous Request for Withdrawal on December 12, 2002. We received a Decision on Request for Withdrawal as Attorney dated December 24, 2002 which advised us that we were denied our Request. We filed a Response to Decision on Request for Withdrawal as Attorney by facsimile on January 15, 2003. No second Decision was ever issued. An Official Action dated June 4, 2004 was mailed to our firm. We respectfully request that a Decision be issued based on our submission of January 15, 2003 and that the Official Action dated June 4, 2004 be re-issued to the Applicant.

**CORRESPONDENCE ADDRESS**

- ☐ The correspondence address is NOT affected by this withdrawal.
- ☒ Change the correspondence address and direct all future correspondence to:

☐ Customer Number

OR

☒ Firm or  
Individual Name

NETACTIVE LLC

Address

1333 Butterfield Road

Address

Suite 130

City

Downer's Grove

State

Illinois

ZIP

60515

Country

USA

Telephone

Fax

☒ This request is made on behalf of myself and

☒ all the attorneys/agents of record,

☐ the attorneys/agents (with registration numbers) listed on the attached paper(s), or

☒ the attorneys/agents associated with Customer Number 07380

This request is enclosed in triplicate (including any attachments).

Name

Christine N. Genge (on behalf of Smart & Bigger)

Signature

Registration No.

45,405

Date

July 16, 2004

**NOTE: Withdrawal is effective when approved rather than when received. Unless there are at least 30 days between approval of withdrawal and the expiration date of a time period for response or possible extension period, the request to withdraw is normally disapproved.**

This collection of information is required by 37 CFR 1.36. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you are required to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

## SMART & BIGGAR

*Intellectual Property & Technology Law*

To Fax no.: 1-703-305-8266

Page 1 of: 5

Attention: EXAMINER VINCENT N. TRANS  
GROUP ART UNIT 2100

P.O. Box 2999, Station D  
55 Metcalfe Street, Suite 900  
Ottawa, Canada K1P 5Y6

Tel.: (613) 232-2486  
Fax: (613) 232-8440

From: SMART & BIGGAR

Your file no.: 09/745,505

Date: January 15, 2003

Reply to Ottawa file no.: 77805-29

Time:

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I hereby certify that this correspondence is being facsimile  
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James McGraw

Signature

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☒ will not

be sent by

☐ mail

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**TRANSMITTAL LETTER  
(General - Patent Pending)**Docket No.  
77805-29

In Re Application Of: Gordon Larose

Serial No.  
09/745,505Filing Date  
December 26, 2000Examiner  
Vincent N. TransGroup Art Unit  
2100Title: **METHOD AND SYSTEM FOR SOFTWARE INTEGRITY CONTROL USING SECURE HARDWARE ASSIST**TO THE ASSISTANT COMMISSIONER FOR PATENTS:Transmitted herewith is: **RESPONSE TO DECISION ON REQUEST FOR WITHDRAWAL AS ATTORNEY**

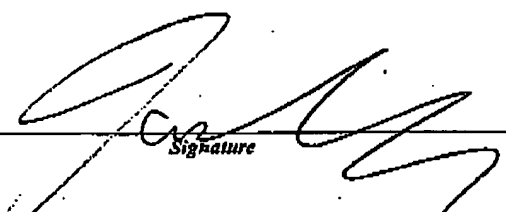
Further to the Decision On Request For Withdrawal As Attorney and your telephone conversation with Ms. Christine Genge of our office, please find enclosed the following documents:

- 1) newly executed Request For Withdrawal As Attorney Or Agent; and
- 2) a copy of our letter dated December 17, 2002 notifying the Assignee of our Request For Withdrawal.

in the above identified application.

- ☒ No additional fee is required.
- ☐ A check in the amount of \_\_\_\_\_ is attached.
- ☒ The Assistant Commissioner is hereby authorized to charge and credit Deposit Account No. 19-2550 as described below. A duplicate copy of this sheet is enclosed.
- ☐ Charge the amount of \_\_\_\_\_
- ☒ Credit any overpayment.
- ☒ Charge any additional fee required.

Dated: January 15, 2003

  
James McGraw (Reg. No. 28,168)  
SMART & BIGGAR  
P.O. Box 2999, Station D  
900-55 Metcalfe Street  
Ottawa, Ontario  
K1P 5Y6 Canada613-232-2486  
CC:

I certify that this document and fee is being deposited on \_\_\_\_\_ with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

Signature of Person Mailing Correspondence

Typed or Printed Name of Person Mailing Correspondence



PTO/SB/83 (03-02)

Approved for use through 10/31/2002. OMB 0551-0035

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**REQUEST FOR WITHDRAWAL  
AS ATTORNEY OR AGENT**

Application Number	09/745,505
Filing Date	December 26, 2000
First Named Inventor	Gordon Larose
Group Art Unit	2131
Examiner Name	
Attorney Docket Number	77805-29 /ala

To: Assistant Commissioner for Patents  
Washington, DC 20231

I hereby apply to withdraw as attorney or agent for the above identified patent application.

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There has been a breakdown in the relationship between the assignee and the agents of record.

1. ☐ The correspondence address is NOT affected by this withdrawal.  
2. ☒ Change the correspondence address and direct all future correspondence to:

**CORRESPONDENCE ADDRESS**

☐ Customer Number

OR

☒ Firm or  
Individual Name

NETACTIVE LLC

Address

1333 Butterfield Road

Address

Suite 130

City

Downer's Grove

State

Illinois

ZIP

60515

Country

Telephone

Fax

Place Customer Number  
Bar Code Label here

- ☒ This request is made on behalf of myself and  
☒ all the attorneys/agents of record,  
☐ the attorneys/agents (with registration numbers) listed on the attached paper(s), or  
☒ the attorneys/agents associated with Customer Number 07380

This request is enclosed in triplicate (including any attachments).

Name

James McGraw (Reg. No. 28,168) is signing on behalf of  
all the agents associates with Customer No. 07380

Signature

Date

January 15, 2003

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20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

## SMART & BIGGAR

*Intellectual Property & Technology Law*

P.O. Box 2999, Station D  
900 - 55 Metcalfe Street  
Ottawa, Ontario Canada K1P 5Y6  
Tel. (613) 232-2486 Fax (613) 232-8440  
[www.smart-biggarr.ca](http://www.smart-biggarr.ca)

Christine N. Genge  
[cnge@smart-biggarr.ca](mailto:cnge@smart-biggarr.ca)

Our Refs: 77805-4; -11;  
-29; -30 & -31

# COPY

December 17, 2002

Eric Lundstrom  
CEO NetActive LLC  
1333 Butterfield Road  
Suite 130  
Downers Grove, IL 60515  
U.S.A.

### BY FACSIMILE

Confirmation by Mail

Dear Mr. Lundstrom:

Re: United States Patent Application  
Serial No. 08/674037  
Applicant: David I Allan, et al

United States Patent  
Reg No. 6,108,420  
Registrant: NetActive LLC

United States Patent Application  
Serial No. 09/745505  
Applicant: Gord Larose, et al

United States Patent Application  
Serial No. 09/749421  
Applicant: Scott A. Thomson, et al

United States Patent Application  
Serial No. 09/696295  
Applicant: NetActive LLC

OTTAWA MONTREAL TORONTO EDMONTON VANCOUVER

Our Refs: 77805-4; -11  
-29; -30 & -31

- 2 -

**SMART & BIGGAR**

Please see enclosed copies of "Request for Withdrawal as Attorney or Agent" in respect of the above-noted matters.

Yours very truly,  
**SMART & BIGGAR**

Christine N. Genge

CNG:sml  
encl

cc: Mr. E.A. Clarke  
Net Active LLC  
84 Hines Road  
Kanata, ON K2K 3G3

## Confirmation Report - Memory Send

Time : Jan-15-03 13:52  
Tel line : +  
Name : S&B/F&Co.

Job number : 929  
Date : Jan-15 13:35  
To : 17033058266  
Document pages : 05  
Start time : Jan-15 13:49  
End time : Jan-15 13:51  
Pages sent : 05  
Status : OK  
Job number : 929

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**SMART & BIGGAR**  
Intellectual Property & Technology Law

To Fax no.: 1-703-305-8266  
Page 1 of: 5  
Attention: EXAMINER VINCENT N. TRANS  
GROUP ART UNIT 2100  
From: SMART & BIGGAR  
Your file no.: 09/745,505  
Reply to Ottawa file no.: 77805-29

P.O. Box 2999, Station D  
55 Metcalfe Street, Suite 900  
Ottawa, Canada K1P 5Y6

Tel.: (613) 232-2486  
Fax: (613) 232-8440

Date: January 15, 2003  
Time:

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James McGraw

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COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

MAILED

DEC 24 2002

Technology Center 2100

Paper No. 4

SMART & BIGGAR  
P.O. Box 2999, Station D  
55 Metcalfe Street, Suite 900  
Ottawa, Ontario  
Canada K1P 5Y6

77805-29

In re Application of:  
Gordon Larose  
Application No. 09/745,505  
Filed: December 26, 2000  
For: METHOD AND SYSTEM FOR  
SOFTWARE INTEGRITY CONTROL  
USING SECURE HARDWARE  
ASSIST

DECISION ON REQUEST FOR  
WITHDRAWAL AS ATTORNEY

This is a decision on the Request To Withdraw from Representation filed December 13, 2002.

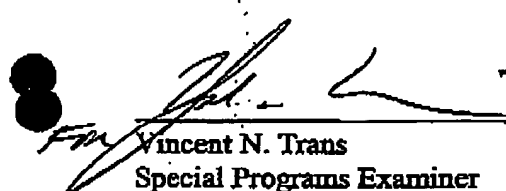
A grantable request to withdraw as attorney of record should indicate thereon the present mailing addresses of the attorney(s) who is/are withdrawing from the record and of the applicant. The request for withdrawal must be signed by every attorney seeking to withdraw or contain a clear indication that one attorney is signing on behalf of another/others. A request to withdraw will not be approved unless at least 30 (thirty) days would remain between the date of approval and the later of the expiration date of a time to file a response or the expiration date of the maximum time period which can be extended under 37 C.F.R. § 1.136(a). The effective date of withdrawal being the date of decision and not the date of request. See M.P.E.P. § 402.06. 37 C.F.R. § 1.36 further requires that the applicant or patent owner be notified of the withdrawal of the attorney or agent.

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Serial No. 09/745,505  
Decision on Petition

Page 2



Vincent N. Trans  
Special Programs Examiner  
Technology Center 2100  
Computer Architecture and Software  
(703) 305-9750